

REMARKS

Favorable reconsideration of this application, in view of the above amendments and in light of the following remarks and discussion, is respectfully requested.

Claims 1-5 are pending in this application. By this amendment, Claims 1 and 3 are amended. No new matter is added. Reconsideration in view of the above amendments and following remarks is respectfully requested.

I. CLAIMS 1-5 SATISFY THE REQUIREMENTS OF 35 U.S.C. § 112, SECOND PARAGRAPH

Claims 1-5 are rejected under 35 U.S.C. § 112, second paragraph as being indefinite. Claims 1 and 3 are amended to clarify the features recited in the claims. Accordingly, withdrawal of the rejection of Claims 1-5 under 35 U.S.C. § 112, second paragraph is respectfully requested.

II. THE CLAIMS DEFINE PATENTABLE SUBJECT MATTER

Claims 1-5 are rejected under 35 U.S.C. § 102(b) as anticipated by U.S. Patent No. 5,175,672 to Conner et al. This rejection is respectfully traversed.

The applied art does not teach, disclose or suggest a battery pack which includes a front and back surface and a rotary support mechanism which attaches and allows for rotation of the battery pack, at an intermediate portion of a rear wall side of the display, wherein the rotated battery pack is used as a stand to enable the display to rise to the erect position and the front and back surfaces of the battery pack are directly exposed to air, as recited in Claim 1. Nor does the applied art teach, disclose or suggest a battery pack compartment member that has a front surface facing a direction of the thin housing and a surface facing away from the thin housing, which includes a rotary support mechanism for attaching to an intermediate

portion of a rear wall of the display and rotating the battery pack compartment member about that intermediate portion, as recited in Claim 3.

Instead, Conner is directed to a case for housing a computer system in which the case has a pedestal construction to thereby reduce the footprint of the computer system. Accordingly, as shown in Figs. 1-3 of Conner, case 10 includes a base section 20, a central section 80 and a keyboard section 140. The central section 80 and base section 20 are secured to one another for pivotal movement about a pivot axis Z. A lower portion 92 of central section 80 is then connected to base section 20. Base section 20 extends rearwardly of pivot axis Z and includes a rearwardly extending support wing 40 to help support the central section 80 in the open position. The base section includes a bottom wall 22 which may rest on a support surface.

Accordingly, the features recited in the independent claims are not shown in the applied art. That is, Claim 1 recites that the battery pack includes a rotary support mechanism for attaching and rotating the battery pack at an intermediate portion of a rear wall side of the display. Similarly, Claim 3 recites that the battery pack compartment is attached to an intermediate portion of the rear wall for rotating the battery pack compartment. In contrast, Conner discloses that the lower portion 92 of central section 80 is connected to the base section 20.

Additionally, Claim 1 recites that the rotated battery pack is used as a stand to enable the display to rise to the erect position and that the front and back surfaces of the battery pack are directly exposed to air. In contrast, Conner discloses that the base section has a bottom wall 22 which rests on the support surface. Accordingly, the bottom wall 22 is not directly exposed to air.

For at least the reasons set forth above, Applicant respectfully requests withdrawal of the rejection of the claims under 35 U.S.C. § 102(b).

III. CONCLUSION

Consequently, in view of the present amendment, no further issues are believed to be outstanding in the present application and the present application is believed to be in condition for formal allowance. A notice of allowance for Claims 1-5 is earnestly solicited.

Should the Examiner deem that any further action is necessary to place this application in even better form for allowance, the Examiner is encouraged to contact the undersigned representative at the below list telephone number.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Surinder Sachar

Customer Number

22850

Tel: (703) 413-3000
Fax: (703) 413 -2220
(OSMMN 06/04)
BDL/KMM:law

Bradley D. Lytle
Attorney of Record
Registration No. 40,073 Surinder Sachar
Registration No. 34,423
Kevin M. McKinley
Registration No. 43,794